

Gregory W. Gilliam
VENABLE LLP
Rockefeller Center
1270 Avenue of the Americas
25th Floor
New York, New York 10020
Tel: (212) 307-5500
Attorneys for Defendants Pusser's Inc., Pusser's Ltd.,
Pusser's West Indies Ltd., and Charles S. Tobias

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

MAGWITCH L.L.C.,

Plaintiff,

V.

PUSSEY'S INC, PUSSEY'S LTD.,
PUSSEY'S WEST INDIES LTD., AND
CHARLES TOBIAS

Defendant.

Case No. 08cv2144 (LTS)

**MOTION FOR *PRO HAC VICE*
ADMISSION OF JOHN A. MCCAULEY**

PURSUANT TO RULE 1.3(c) of the Local Rules of the United States District Courts for the Southern and Eastern District of New York, I, Gregory W. Gilliam, a member in good standing of the bar of this Court, hereby move for an order allowing the admission *pro hac vice* of:

Applicant's Name: John A. McCauley
Firm Name: Venable LLP
Address: 750 East Pratt Street, Suite 900
City/State/Zip: Baltimore, Maryland, 21202
Phone Number: 410-244-7400
Fax Number: 410-244-7742

Mr. McCauley seeks to appear as counsel on behalf of the defendants Pusser's Inc, Pusser's LTD., Pusser's West Indies LTD., and Charles Tobias in this action and in all related matters.

Mr. McCauley is and has been a member in good standing of the bar of Maryland and the bar of the District of Columbia and has no pending disciplinary proceedings against him in any state or federal court.

Dated: New York, New York
June 10, 2007

Respectfully submitted,

VENABLE LLP

By: 

Gregory W. Gilliam (GG2857)

Rockefeller Center

1270 Avenue of the Americas, 25th Floor

New York, New York 10020

Tele.: (212) 307-5500

Fax: (212) 307-5598

*Counsel for Pusser's Inc, Pusser's LTD., Pusser's
West Indies LTD., and Charles Tobias*

Gregory W. Gilliam
VENABLE LLP
Rockefeller Center
1270 Avenue of the Americas
25th Floor
New York, New York 10020
Tel: (212) 307-5500
Attorneys for Defendants Pusser's Inc., Pusser's Ltd.,
Pusser's West Indies Ltd., and Charles S. Tobias

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

-----	X	
MAGWITCH L.L.C,	:	Case No. 08cv2144 (LTS)
	:	
Plaintiff,	:	
	:	
v.	:	
	:	
PUSSEY'S INC, PUSSEY'S LTD.,	:	
PUSSEY'S WEST INDIES LTD., AND	:	
CHARLES TOBIAS	:	
	:	
Defendant.	:	
-----	X	

**DECLARATION OF GREGORY W. GILLIAM IN SUPPORT OF MOTION
TO ADMIT JOHN A. MCCAULEY TO PRACTICE *PRO HAC VICE***

Pursuant to 28 U.S.C. § 1746, Gregory W. Gilliam, declares as follows:

1. I am an attorney admitted to practice before this Court and am an associate at Venable LLP, counsel for Pusser's Inc, Pusser's LTD., Pusser's West Indies LTD., and Charles Tobias ("Pusser's"). I am familiar with the proceedings of this case. I make this declaration in support of defendant's motion to admit John A. McCauley *pro hac vice* as counsel to represent Pusser's in this action and in all related matters.

2. I am a member of good standing of the bar of the State of New York. I am also admitted to the bar of the United States District Court for the Southern District of New York, and am in good standing with this Court.

3. Mr. McCauley is a partner in the Baltimore, Maryland office of Venable LLP, 750 East Pratt Street, Suite 900, Baltimore, Maryland 21202. Upon information and belief, Mr. McCauley is and has been a member in good standing of the bar of the Maryland and the bar of the District of Columbia and has no pending disciplinary proceedings against him in any state or federal court.

4. Mr. McCauley has read and is familiar with (a) the provisions of the Judicial Code (Title 28 U.S.C.), which pertains to the jurisdiction of, and practice in, the United States District Courts; (b) the Federal Rules of Civil Procedure; (c) the Federal Rules of Evidence; (d) the Local Rules of the United States District Courts for the Southern and Eastern Districts of New York; (e) the New York State Lawyer's Code of Professional Responsibility as adopted from time to time by the Appellate Divisions of the State of New York; and (f) the code of Professional Responsibility of the American Bar Association.

5. If admitted to practice before this Court, Mr. McCauley will faithfully adhere to all rules applicable to his conduct in connection with his activities representing defendant in this matter.

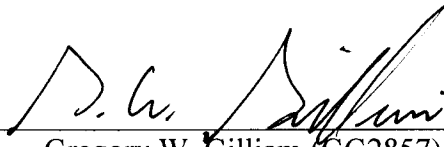
6. Mr. McCauley agrees to pay the fee of \$25.00 upon filing of this motion to practice *pro hac vice* in this action. Mr. McCauley's telephone number is (410) 244-7400.

7. Mr. McCauley's Certificate of Good Standing from the Clerk of the Court of Appeals of Maryland and from the Clerk of the District of Columbia Court of Appeals is attached hereto as Exhibit A.

8. I respectfully submit a proposed order granting the admission *pro hac vice* of John A. McCauley as Exhibit B.

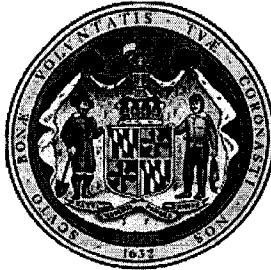
I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge and belief.

Dated: New York, New York
June 10, 2007



Gregory W. Gilliam (GG2857)

**Court of Appeals
of Maryland**
Annapolis, MD



CERTIFICATE OF GOOD STANDING

STATE OF MARYLAND, ss:

*I, Bessie M. Decker, Clerk of the Court of Appeals of Maryland,
do hereby certify that on the twenty-third day of December, 1987,*

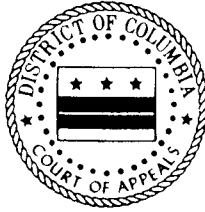
John Arthur McCauley

*having first taken and subscribed the oath prescribed by the Constitution and
Laws of this State, was admitted as an attorney of said Court, is now in good
standing, and as such is entitled to practice law in any of the Courts of said
State, subject to the Rules of Court.*

In Testimony Whereof, *I have hereunto
set my hand as Clerk, and affixed the Seal
of the Court of Appeals of Maryland, this
twenty-seventh day of May, 2008.*

Bessie M. Decker

Clerk of the Court of Appeals of Maryland



District of Columbia Court of Appeals
Committee on Admissions
500 Indiana Avenue, N.W. — Room 4200
Washington, D. C. 20001
202 / 879-2710

I, GARLAND PINKSTON, JR., Clerk of the District of Columbia Court of Appeals, do hereby certify that

JOHN A. McCAULEY

was on the 5TH day of OCTOBER, 1998
duly qualified and admitted as an attorney and counselor and
entitled to practice before this Court and is, on the date
indicated below, an active member in good standing of this Bar.

In Testimony Whereof, I have
hereunto subscribed my name
and affixed the seal of this
Court at the City of
Washington, D.C., on June 6,
2008.

GARLAND PINKSTON, JR., CLERK

By: M. Charles
Deputy Clerk

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

-----	X	
MAGWITCH L.L.C.,	:	Case No. 08cv2144 (LTS)
	:	
Plaintiff,	:	
	:	
V.	:	
	:	
PUSSEY'S INC, PUSSEY'S LTD.,	:	
PUSSEY'S WEST INDIES LTD., AND	:	
CHARLES TOBIAS	:	
	:	
Defendant.	:	
-----	X	

**ORDER GRANTING MOTION FOR
PRO HAC VICE ADMISSION OF JOHN A. MCCAULEY**

This matter having come before the Court on the motion for an order permitting John A. McCauley, a partner at Venable LLP, to practice *pro hac vice* before the United States District Court for the Southern District of New York (the "Motion") to represent Pusser's Inc, Pusser's LTD., Pusser's West Indies LTD., and Charles Tobias in this action and in all related matters:

IT IS HEREBY ORDERED that the Motion is hereby granted, and John A. McCauley is hereby admitted *pro hac vice* before this Court to represent Pusser's Inc, Pusser's LTD., Pusser's West Indies LTD., and Charles Tobias in this action and in all related matters.

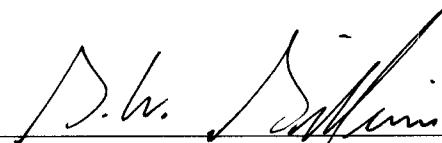
Dated: New York, New York
June____, 2008

LAURA T. SWAIN, U.S.D.J.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on June 10, 2008 I caused the foregoing Notice of Motion for the *Pro Hac Vice* Admission of John A. McCauley and the accompanying declaration to be sent by first-class mail to the following:

Andrew W. Heymann, Esq.
SOLOMON PEARL BLUM HEYMANN & STITCH LLP
40 Wall Street, 35th Floor
New York, New York 10004
Attorneys for Plaintiff Magwitch L.L.C.



Gregory W. Gilliam (GG2857)